

GENERAL ACCOUNT AND CLOSED SESSION MINUTES
Monday, October 6, 2003

At its meeting of Monday, October 6, 2003, at 10:55 a.m., upon a motion by Commissioner Hunsucker, and unanimously carried, the Catawba County Board of Commissioners agreed to go into Closed Session in accordance with North Carolina General Statute 143-318.11 (a) (5) To establish, or to instruct the public body's staff or negotiating agents concerning the position to be taken by or on behalf of the public body in negotiating (i) the price and other material terms of a contract or proposed contract for the acquisition of real property by purchase, option, exchange, or lease. The property for discussion is located at 4198 Hickory Lincolnton Highway, owned by the Xiong Family, and proposed to be used for landfill operations.

Present were Chair Katherine W. Barnes, Vice-Chairman Dan A. Hunsucker, Commissioners Glenn E. Barger, Barbara G. Beatty, and Lynn M. Lail. Also present were Assistant County Manager Mick W. Berry, County Attorney Robert Oren Eades, Staff Attorney Debra Bechtel, and County Clerk Thelda B. Rhoney.

Utilities and Engineering Director Barry B. Edwards and Dennie Martin, President, Martin McGill, were invited to attend the closed session.

Xiong Family Property Near Landfill

Mr. Edwards said the Xiong Family approached the County about selling approximately 22 acres of property which adjoins the Blackburn Landfill to the County for \$150,000.

Mr. Edwards said when Unit 1 at the Blackburn Landfill was constructed, which is now closed, there was only a 50-foot buffer required between waste placement and the property line and currently a 300-foot buffer is required. The County must conduct ongoing monitoring and testing around the cell to insure that potential groundwater and other contaminants are detected and mitigated by the County, as well as testing and monitoring for methane gas. It has been the plan of the County to acquire all of the properties between the existing landfill site and the stream in order to extend the compliance boundary of the landfill to the stream, for the distance that the landfill property follows the creek. The Xiong property was scheduled in the CIP for acquisition in Fiscal Year 2004-2005.

County Attorney Robert Oren Eades recommended the Board authorize Dennie Martin, Martin McGill, to negotiate with the Xions.

Mr. Martin said the County could access the property without crossing the creek.

Commissioner Barger made a motion to accept the offer to purchase from the Xiong Family to purchase approximately 22 acres located near the Blackburn Landfill for \$150,000 and authorize Dennie Martin to engage in further negotiations if necessary. The motion carried unanimously.

Mr. Edwards said the funds for the purchase would come from the Solid Waste Fund.

At 11:10 p.m., the Board returned to regular session.

Katherine W. Barnes, Chair

Thelda B. Rhoney, County Clerk